

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

DAVID AND RENEE HENRY, individually and as guardians and parents of S.J.K.H, a minor v. SCHOOL DISTRICT OF PHILADELPHIA and DANIEL J. LAZAR, in his official and individual capacities	CIVIL ACTION NO. 19-1115
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ORDER

AND NOW, this 27th day of October, 2020, upon consideration of Defendants' Motion to Dismiss Counts II through XI (ECF 11) and the Response thereto (ECF 14), and for the reasons given in the accompanying Memorandum, it is hereby **ORDERED** that the Motion to Dismiss is **GRANTED** in part and **DENIED** in part, as follows:

- **DENIED** as to Counts II, V, VI, VII, and IX;
- **GRANTED**, without prejudice and with leave to amend, as Counts III, IV, and VIII, within fourteen (14) days.;
- **GRANTED**, with prejudice, as to Counts X and XI.

BY THIS COURT:

s/ Michael M. Baylson

MICHAEL M. BAYLSON
United States District Court Judge